

ESTTA Tracking number: **ESTTA311507**

Filing date: **10/14/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91189418
Party	Defendant Phoenix 2008 LLC
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Submission	Stipulated/Consent Motion to Extend
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Date	10/14/2009
Attachments	Phoenix Consent Motion to Extend Time (Opp No 91189418) (10 14 2009).pdf ( 3 pages )(14063 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Application Serial Nos.:	77476098 77497086 77476107 77478035
Filed:	May 15, 2008 June 12, 2008 May 15, 2008 May 19, 2008
Marks:	SPEEDVISION SPEEDVISION SPEEDVISION HD SPEEDVISION (and Design)
Publication Date:	November 25, 2008 (for all opposed applications)

Speed Channel, Inc.

Opposer,

v.

Phoenix 2008 LLC,

Applicant.

Opposition No. 91189418

**CONSENT MOTION TO EXTEND TIME**

Applicant Phoenix 2008 LLC (“Phoenix” or “Applicant”), pursuant to TBMP § 509.01(a), respectfully requests that the Board grant an extension of time for Applicant to respond to Opposer Speed Channel, Inc.’s (“Speed Channel” or “Opposer”) Motion to (1) Compel Applicant’s Responses to Speed Channel’s First Set of Requests for Production of Documents and its First Set of Interrogatories; and (2) Test the Sufficiency of Applicant’s Responses to Speed Channel’s Requests for Admissions (collectively referred to as the “Motions”).

Good cause exists for the extension requested, and such extension is not for the purpose of delay. Opposer filed its Motions on September 28, 2009 by first class mail, postage prepaid. Pursuant to the Board's rules, Applicant's response is due October 19, 2009. 37 CFR § 2.127; TBMP § 113.05. Since that time, Applicant has worked diligently to respond to Opposer's Motions. However, Applicant requires additional time to compile the necessary information to prepare its response. Accordingly, Applicant requests an extension of two weeks from its original response date, or November 2, 2009.

Opposer consented to the requested extension on October 14, 2009.

WHEREFORE, Applicant Phoenix 2008 LLC respectfully requests that the Board grant the instant Consent Motion to Extend Time to permit Applicant to submit its response to Opposer Speed Channel Inc.'s Motions by November 2, 2009, and award such other relief as it deems just and appropriate.

Respectfully Submitted,

/brian j. hurh/  
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Counsel for Phoenix 2008 LLC

Date: October 14, 2009

**CERTIFICATE OF SERVICE**

I do hereby certify that on the 14<sup>th</sup> day of October, 2009, I caused a copy of the foregoing Consent Motion to Extend Time to be served by U.S. Mail, First Class, postage prepaid upon:

Daniel E. Bruso, Esq.  
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/brian j. hurh/  
Brian J. Hurh